



October 10, 2018

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: *Ex Parte* Communication: WC Docket Nos. 18-156, 17-144, 16-143, and 05-25

Dear Ms. Dortch:

On October 5, 2018, Genny Morelli and the undersigned of ITTA met with Jamie Susskind of the Office of Commissioner Carr regarding the Further Notice of Proposed Rulemaking (FNPRM) in WC Docket No. 18-156,¹ and the draft Report and Order in WC Docket Nos. 17-144, 16-143, and 05-25.²

During the meeting, we discussed various points raised in ITTA's comments on the FNPRM.³ We also expressed general support of the recently issued Draft Business Data Services R&O, though we reiterated that rate-of-return carriers eligible to voluntarily elect to transition their business data services offerings out of rate-of-return regulation⁴ should be provided an annual transition opportunity,⁵ consistent with their longstanding ability to convert to price cap regulation at any time.

¹ *8YY Access Charge Reform*, Further Notice of Proposed Rulemaking, FCC 18-76 (June 8, 2018).

² *Regulation of Business Data Services for Rate-of-Return Local Exchange Carriers, Business Data Services in an Internet Protocol Environment, Special Access for Price Cap Local Exchange Carriers*, Report and Order, Second Further Notice of Proposed Rulemaking, and Further Notice of Proposed Rulemaking, FCC-CIRC1810-06 (Public Draft Oct. 2, 2018) (Draft Business Data Services R&O).

³ See Comments of ITTA – The Voice of America's Broadband Providers, WC Docket No. 18-156 (Sept. 4, 2018).

⁴ See Draft Business Data Services R&O at 2, para. 1 n.1.

⁵ See, e.g., Comments of ITTA and USTelecom, WC Docket No. 17-144, at 24 (June 18, 2018); ITTA – The Voice of America's Broadband Providers and USTelecom – the Broadband Association, Petition for Rulemaking, WC Docket No. 17-144, Appx. at 1 (filed May 25, 2017) (proposed 47 CFR § 61.50(b)).

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Please do not hesitate to contact the undersigned with any questions regarding this submission.

Respectfully submitted,

/s/

Michael J. Jacobs
Vice President, Regulatory Affairs

cc: Jamie Susskind